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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

To Commissioner For Patents

Please enter the following submission and withdraw the finality of the proceeding office action or withdraw any pending appeal and reopen prosecution before the Examiner.

| | | |
|-------------------------------|--------------------|-------------|
| <i>Application Number</i> | 09/939,271 | APR 08 2005 |
| <i>Filing Date</i> | August 24, 2001 | |
| <i>First Named Inventor</i> | LAFAGE | |
| <i>Group Art Unit</i> | 2621 | |
| <i>Examiner Name</i> | Patrick L. Edwards | |
| <i>Attorney Docket Number</i> | FR000078 | |

This is an RCE under 37 C.F.R. § 1.114 of the above-identified application (which is made prior to: payment of issue fee; abandonment; notice of appeal to the CAFC; or commencement of civil action under 35 U.S.C. 145 or 146.)

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 8, 2005.
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____ (may not be a brief)

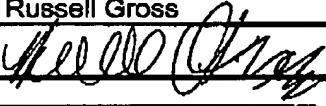
2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (May not exceed 3 months; Fee required per 37 C.F.R. § 1.117(i))
- b. Other _____

3. Fees

- a. The Commissioner For Patents is hereby authorized to charge all required fees except the issue fee or credit any overpayments, to Deposit Account No. 14-1270

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---|-----------------------------------|--------|
| Name (Print Type) | Russell Gross | Registration No. (Attorney/Agent) | 40,007 |
| Signature |  | Date | 4/8/05 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office toll#: 703-872-9306 on the date below:

| | | | |
|-------------------|---|------|--------|
| Name (Print Type) | Elissa DeLucy | Date | 4/8/05 |
| Signature |  | | |